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STATE FARM MUTUAL AUTOMOBILE
INSURANCE COMPANY

UNITED STATES DISTRICT COURT

DISTRICT COURT OF NEVADA

ANDREA VALDEZ, individually,)
ANDREA VALDEZ, as Legal Guardian)
Of MAILI JUAREZ-VALDEZ, a minor)
)
Plaintiff,) CASE NO.:2:14-cv-01638-RFB-VCF
)
)
vs.)
)
STATE FARM MUTUAL AUTOMOBILE)
INSURANCE COMPANY, DOES I-X, and)
ROE CORPORATIONS I-X, inclusive,)
)
Defendant.)
)

STIPULATION AND ORDER TO REMAND THE CLAIM OF ANDREA VALDEZ, AS
LEGAL GUARDIAN OF MAILI JUAREZ-VALDEZ, A MINOR TO STATE COURT

BASED UPON THE PARTIES PREVIOUS STIPULATION dismissing the claims of **ANDREA VALDEZ**, individually, and the claims of **ANDREA VALDEZ** as Legal Guardian of **MAILI JUAREZ-VALDEZ**, a minor, as contained in Plaintiff's Complaint on file herein and identified as: (1) Plaintiff's second cause of action for breach of the covenant of good faith and fair dealing [Bad Faith];

1 (2) Plaintiff's third cause of action for unjust enrichment; and
 2 (3) Plaintiff's fourth cause of action for violation of Nevada's
 3 Fair Claims Practices Act-NRS 686A.310; and, (4) any claims for
 4 punitive damages with prejudice; [Document No.20]

5 **THE PARTIES HEREBY FURTHER STIPULATE AND AGREE** that
 6 Plaintiff, **ANDREA VALDEZ's** remaining claim as Legal Guardian of
 7 **MAILI JUAREZ-VALDEZ** for breach of contract has a value of less
 8 than **FIFTY THOUSAND DOLLARS (\$50,000.00.)**

9 **THE PARTIES FURTHER STIPULATE AND AGREE** that because the
 10 amount in controversy currently does not exceed \$75,000.00 that
 11 diversity jurisdiction is not present.

12 Therefore, **THE PARTIES STIPULATE AND AGREE** that this case
 13 be remanded to the Clark County District Court, Case No.: A-14-
 14 7066517-C in order to allow the Plaintiff to pursue her claim on
 15 behalf of the minor **MAILI JUAREZ-VALDEZ** in Nevada State Court.

16 June ___, 2015	16 June ___, 2015
17 RANALLI & ZANIEL, LLC	17 RICHARD HARRIS LAW FIRM
18 /s/: <i>John W. Kirk, Esq.</i>	18 /s/: <i>A.J. Sharp, Esq.</i>
19 GEORGE M. RANALLI, ESQ. Nevada Bar No. 5748	19 A.J. SHARP, ESQ. Nevada Bar No. 11457
20 JOHN WILLIAM KIRK, ESQ. Nevada Bar No. 4654	20 801 South Fourth Street
21 2400 W. Horizon Ridge Parkway Henderson, Nevada 89052	21 Las Vegas, Nevada 89101
22 Attorney for Defendant	22 Attorneys for Plaintiffs

ORDER

Pursuant to the above Stipulation of the Parties;

IT IS ORDERED that the only claim remaining for adjudication by this court is the claim of **ANDREA VALDEZ**, as Legal Guardian for **MAILI JUAREZ-VALDEZ**, a minor, for breach of contract.

Pursuant to Stipulation of the Parties it is agreed the remaining claim has a value of less than **FIFTY THOUSAND DOLLARS** (\$50,000.00);

THEREFORE IT IS ORDERED, ADJUDGED AND DECREED that the above noted matter is remanded to the EIGHTH JUDICIAL DISTRICT COURT, CLARK COUNTY, NEVADA, under case number A-14-7066517-C to allow pursuit of the breach of contract claim.

DATED this 13th day of July , 2015.


RICHARD F. BOULWARE, II
United States District Judge